

AMENDED IN SENATE AUGUST 7, 2006

AMENDED IN ASSEMBLY MAY 3, 2006

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

## ASSEMBLY BILL

No. 2601

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**Introduced by Assembly Members Arambula, Aghazarian, Baca,  
Chan, Garcia, and Houston**

February 24, 2006

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An act to add ~~Article 6.5 (commencing with Section 12065) to Chapter 1 of Part 2 of Division 3 of Title 2 of Title 19 (commencing with Section 99100)~~ to the Government Code, relating to international trade and investment, and making an appropriation therefor.

### LEGISLATIVE COUNSEL'S DIGEST

AB 2601, as amended, Arambula. ~~International trade and investment: Business, Transportation and Housing Agency. California International Trade and Investment Act.~~

**Existing**

(1) *Existing* law provides for various international trade and investment activities in the state, and authorizes the Business, Transportation and Housing Agency to accept private sector moneys for the purpose of promoting international trade and investment, subject to specified conditions. The Governor is required to instruct the secretary to establish, on a contract basis, an international trade and investment office in Yerevan, in the Republic of Armenia, subject to the availability of funds for that purpose.

This bill would *enact the California International Trade and Investment Act*, to specify that the agency shall be the primary state agency responsible for domestic and international trade and

investment activities in the state, subject to specified conditions. It would require the secretary to develop an international trade and investment policy, complete a study on the potential role of the state in global markets, and develop an international trade and investment strategy for the state, subject to specified requirements. It would require the secretary to convene ~~or join~~ a statewide business partnership for international trade and investment to advise on business needs and priorities in that regard. It would require the secretary to develop an international trade and investment office strategy and authorize the establishment of international trade and investment offices by the agency, subject to specified conditions. It would appropriate \$140,000 *from the General Fund* to the agency for these purposes.

This bill would additionally require the Office of Planning and Research to maintain; and update ~~at least monthly~~, a full and comprehensive list of all state agreements made with foreign governments, *as provided*. It would require all state employees, as specified, to provide to ~~their agency or department head or other oversight entity~~ *the agency*, within 30 days of traveling out of the country on official state business relating to trade or investment, or both, a memorandum with specified information regarding the trip.

*(2) Existing law specifies that the Governor is the sole official source of communication between the government of this state and the government of the United States.*

*This bill would require the state point of contact for the United States Trade Representative, within the Office of the Governor, to perform specified duties with regard to the effect of federal trade policy on the state.*

Vote:  $\frac{2}{3}$ . Appropriation: yes. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. The Legislature finds and declares all of the
- 2 following:
- 3 (a) The statutory authority for the Technology, Trade, and
- 4 Commerce Agency, including the agency's international trade
- 5 and investment promotion programs, was repealed by Chapter
- 6 229 of the Statutes of 2003, thereby reducing the capacity of state

1 government to assist California firms in developing global  
2 business opportunities.

3 (b) The repeal of the statutory authority for the Technology,  
4 Trade, and Commerce Agency has increased the importance of  
5 strengthening collaborative linkages among remaining  
6 California-based international trade and investment promotion  
7 programs operated at federal, state, regional, and local levels.  
8 These programs include, but are not limited to, the Centers for  
9 International Trade Development operated by the California  
10 Community Colleges, 15 offices of the United States  
11 Commercial Service within the United States Department of  
12 Commerce, numerous local and regional World Trade Centers,  
13 and public and private economic development and trade  
14 associations.

15 (c) According to data for 2000, international trade and  
16 investment activity in the state supports one in every seven  
17 California jobs.

18 (d) According to the Public Policy Institute of California:

19 (1) Nearly 94 percent of all exporters located in California are  
20 small- or medium-sized firms. Over 90 percent of businesses in  
21 California are small businesses and over 50 percent of all  
22 workers are employed by a small business.

23 (2) Exporters are more productive and pay higher wages than  
24 nonexporters.

25 (3) Effective state programs supporting export opportunities  
26 should identify and respond to differing needs of both  
27 export-willing and export-ready firms.

28 (e) The adequacy of the state's infrastructure, workforce,  
29 research facilities, manufacturing and service industries, and  
30 access to capital form the foundation of California's global  
31 market-related economy.

32 (f) California's multicultural and ethnic populations offer  
33 unique opportunities for international trade and investment.

34 (g) United States subsidiaries of foreign companies in  
35 California employed 561,000 California workers from 2000 to  
36 2005. This is an increase of 15 percent. In comparison to other  
37 states, California is an attractive location for international  
38 employers, ranking first in the United States in the number of  
39 employees supported by United States subsidiaries.

1 (h) California's trade and investment policy is a living  
2 document that should be regularly updated to reflect emerging  
3 business trends and the changing needs of California businesses  
4 and workers.

5 ~~SEC. 2. Article 6.5 (commencing with Section 12065) is~~  
6 ~~added to Chapter 1 of Part 2 of Division 3 of Title 2 of the~~  
7 ~~Government Code, to read:~~

8  
9 ~~Article 6.5. International Trade and Investment~~

10  
11 *SEC. 2. Title 19 (commencing with Section 99100) is added*  
12 *to the Government Code, to read:*

13  
14 *TITLE 19. INTERNATIONAL TRADE AND INVESTMENT*

15  
16 *99100. This title shall be known and may be cited as the*  
17 *California International Trade and Investment Act.*

18 ~~12065.~~

19 *99101. (a) Subject to Section 12068 99107, the Business,*  
20 *Transportation and Housing Agency shall be the primary state*  
21 *agency responsible for domestic and international trade and*  
22 *investment activities in the state.*

23 *(b) The domestic and international trade and investment*  
24 *activities of the agency shall be monitored by the Legislature,*  
25 *and its budget for those purposes shall be subject to approval by*  
26 *the Legislature.*

27 *(c) The Secretary of Business, Transportation and Housing*  
28 *shall develop an international trade and investment policy, which*  
29 *shall be consistent with the economic development strategic plan*  
30 *prepared by the California Economic Strategy Panel pursuant to*  
31 *Section 15570, and shall provide guidance to strategies and plans*  
32 *from other agencies and departments related to workforce and*  
33 *infrastructure development.*

34 *(d) California's international trade and investment policy shall*  
35 *be directed through its state strategy, which shall be based on*  
36 *current and emerging market conditions and the needs of*  
37 *investors, businesses, and workers to be competitive in global*  
38 *markets.*

1     (e) *Notwithstanding subdivision (a), the duties and*  
2     *responsibilities of the Food and Agriculture Agency shall not be*  
3     *limited by this title.*

4     ~~12065.5-~~

5     99102. (a) Not later than October 1, 2007, the Secretary of  
6     Business, Transportation and Housing shall complete a study on  
7     the potential roles of the state in global markets.

8     (b) The study shall include, but not be limited to, all of the  
9     following:

10    (1) A discussion of California's economy and its relationship  
11    to global markets, including identification of current and  
12    emerging trends, industries, ~~and services~~ *services, and areas of*  
13    *comparative advantage.*

14    (2) An inventory and gap analysis of existing programs and  
15    services provided by local, state, federal, and private entities,  
16    which serve, or could serve, businesses in opening new foreign  
17    markets for their products, attracting foreign investment to their  
18    businesses, or generally assisting California businesses in global  
19    markets.

20    (3) An assessment and gap analysis of the current and future  
21    physical and human infrastructure related to foreign trade and  
22    investment markets, *and the appropriate role for state*  
23    *government to improve the infrastructure needs.*

24    (4) The results of a survey of businesses on their needs and  
25    priorities related to foreign trade and investment. The study may  
26    rely on current surveys prepared by trade organizations or  
27    academic centers dedicated to economic development, or other  
28    surveys, as appropriate.

29    (5) An examination of how best to coordinate and leverage  
30    existing local, state, and federal organizations, programs, and  
31    services related to international trade and investment.

32    (6) An assessment of unique opportunities and challenges in  
33    developing businesses and attracting investment along the border  
34    and in historically underserved urban and rural areas.

35    (c) (1) The study shall make recommendations on policies,  
36    programs, and funding needs for the next three years, seven  
37    years, and over the long term.

38    (2) Recommendations may include infrastructure  
39    improvements, workforce training needs, incentives for business

1 or investors, and need for international trade and investment  
2 offices.

3 (3) To the extent international trade and investment offices are  
4 found to be appropriate, the study may make general  
5 recommendations on the administration, oversight, and mission  
6 or missions of the offices.

7 (4) The study shall recommend priorities for state activities  
8 and funding related to international trade and investment. The  
9 priorities shall be based on the assessment of current and  
10 emerging market trends, the inventory and gap analysis of  
11 programs and services, the assessment of current and future  
12 infrastructure and workforce needs, and input by the business  
13 community.

14 (5) *The study shall recommend an international trade and*  
15 *investment organizational structure for the state administration*  
16 *of international trade and investment policies, programs, and*  
17 *services.*

18 (d) During the course of the study, the secretary shall consult  
19 with other agencies, boards, and commissions that have statutory  
20 responsibilities related to workforce development, infrastructure,  
21 business, and international trade and investment including, but  
22 not limited to, the Manufacturing Commission, the Office of the  
23 Small Business Advocate, the California Transportation  
24 Commission, the California Community Colleges, the University  
25 of California, the California State University, the Workforce  
26 Investment Board, ~~and the Employment Training Panel~~ *the*  
27 *Employment Training Panel, and the California Energy*  
28 *Commission.*

29 (e) The results of the study shall be submitted to the Chief  
30 Clerk of the Assembly and the Secretary of the Senate. A copy of  
31 the study shall be provided to the Speaker of the Assembly, the  
32 President pro Tempore of the Senate, and the chairs of the  
33 Assembly Committee on Jobs, Economic Development, and the  
34 Economy and the Senate Committee on ~~Government~~  
35 ~~Modernization, Efficiency and Accountability~~ *Business,*  
36 *Professions and Economic Development,* or the successor  
37 committees with jurisdiction over international trade and  
38 economic development programs.

1 ~~12066.~~

2 99103. (a) Based on the study prepared pursuant to Section  
3 ~~12065.5~~ 99102, the Secretary of Business, Transportation and  
4 Housing shall provide to the Legislature, not later than February  
5 1, 2008, a strategy for international trade and investment that, at  
6 a minimum, includes all of the following:

7 (1) Policy goals, objectives, and recommendations necessary  
8 to implement a comprehensive international trade and investment  
9 program for the State of California. This information shall be  
10 provided in a fashion that clearly indicates priority within the  
11 overall strategy.

12 (2) Measurable outcomes and timelines for the goals,  
13 ~~objectives, and actions. The strategy shall also define an overall~~  
14 ~~process for establishing the state's return on investment during~~  
15 ~~the implementation stage. objectives, and actions for the~~  
16 *international trade and investment program.*

17 (3) Identification of impediments for achieving goals and  
18 objectives.

19 (4) Identification of key stakeholder partnerships that will be  
20 used in implementing the strategy.

21 (5) Identification of options for funding recommended actions.

22 (6) *Identification of an international trade and investment*  
23 *organizational structure for the state administration of*  
24 *international trade and investment policies, programs, and*  
25 *services.*

26 (b) The strategy shall be developed in consultation with the  
27 California Economic Strategy Panel.

28 (c) The strategy shall be submitted to the Chief Clerk of the  
29 Assembly and the Secretary of the Senate. A copy of the strategy  
30 shall be provided to the Speaker of the Assembly, the President  
31 pro Tempore of the Senate, and the chairs of the Assembly  
32 Committee on Jobs, Economic Development, and the Economy  
33 and the Senate Committee on ~~Government Modernization,~~  
34 ~~Efficiency and Accountability~~ *Business, Professions and*  
35 *Economic Development*, or the successor committees with  
36 jurisdiction over international trade and economic development  
37 programs.

38 (d) (1) The strategy shall be reviewed in at least one public  
39 hearing by the relevant policy and fiscal committees of each  
40 house of the Legislature. The hearings shall be held within 60

1 days of the strategy being submitted to the Legislature. If the  
2 strategy is submitted when the Legislature is in recess, the  
3 hearings shall occur within 60 days of the members convening.

4 (2) The legislative committees may make recommendations to  
5 the secretary on the strategy, and the secretary may modify the  
6 strategy accordingly.

7 (e) The secretary shall report to the fiscal committees of the  
8 Legislature by February 1 of each year on how the Governor's  
9 proposed budget relates to the strategy.

10 (f) The strategy shall be updated pursuant to the procedures of  
11 this section, at least every five years.

12 ~~12066.5.~~

13 ~~99104.~~ (a) The Secretary of Business, Transportation and  
14 Housing shall convene ~~or join~~ a statewide business partnership  
15 for international trade and investment no later than March 1,  
16 2007. ~~If the secretary chooses to join a partnership, a state entity~~  
17 ~~or entities shall be an active member or members participating in~~  
18 ~~a majority of its activities and taking on leadership opportunities,~~  
19 ~~where appropriate. 2007.~~

20 (b) The business partnership shall include representatives from  
21 small, medium, and large businesses and industries, as well as  
22 nongovernmental organizations and government representatives.

23 (c) The business partnership shall advise the secretary on  
24 business needs and strategy priorities as they relate to  
25 international trade and investment. This information shall be used  
26 in establishing the needs and priorities in the strategy developed  
27 pursuant to Section ~~12066~~ 99103, and for any other uses as  
28 determined by the secretary.

29 ~~12067.~~

30 ~~99105.~~ (a) Based on a review of the international trade and  
31 investment policies and the recommendations and priorities  
32 established in the international trade and investment strategy  
33 developed pursuant to Section ~~12066~~ 99103, the secretary shall  
34 determine whether it is appropriate to consider establishing  
35 international trade and investment offices.

36 (b) If the secretary determines that opening international trade  
37 and investment offices is in the best interest of the state, the  
38 secretary shall develop a strategy for selecting, opening, and  
39 managing international trade and investment offices.



1 (c) The international trade and investment office strategy shall  
2 conform to at least all of the following requirements:

3 (1) It shall be based on the needs and priorities of California's  
4 businesses.

5 (2) It shall be consistent with the resources and priorities of  
6 the overall trade and investment strategy submitted to the  
7 Legislature pursuant to Section ~~12066~~ 99103.

8 (3) It shall define the program's goals, objectives, and  
9 timelines for achieving quantifiable targets. Individual offices  
10 may have separate missions or play different roles within the  
11 overall international trade and investment office strategy. To the  
12 extent that the proposed offices are expected to assist businesses  
13 in opening new markets, these activities shall be targeted  
14 primarily to small and medium sized businesses.

15 (4) It shall define the Business, Transportation and Housing  
16 Agency's management and oversight responsibilities, funding  
17 levels, and activities.

18 (5) It shall define how international trade and investment  
19 office locations will be selected by the secretary and approved by  
20 the Governor, including the general geographic locations,  
21 number of offices, and duties undertaken by the offices.

22 (6) It shall define how the offices will be funded, including  
23 funding for oversight and monitoring.

24 (7) It shall define how offices will be staffed, including  
25 staffing levels and types of positions needed to operate the  
26 offices proposed in the international trade and investment office  
27 strategy.

28 (8) It shall provide a conflict of interest policy and gift policy.

29 (d) The international trade and investment office strategy shall  
30 be submitted to the Chief Clerk of the Assembly and the  
31 Secretary of the Senate. A copy of the strategy shall be provided  
32 to the Speaker of the Assembly, the President pro Tempore of the  
33 Senate, and the chairs of the Assembly Committee on Jobs,  
34 Economic Development, and the Economy and the Senate  
35 Committee on ~~Government Modernization, Efficiency and~~  
36 ~~Accountability~~ *Business, Professions and Economic*  
37 *Development*, or the successor committees with jurisdiction over  
38 international trade and economic development programs.

39 (e) (1) The international trade and investment office strategy  
40 shall be reviewed in at least one public hearing by the relevant

1 policy and fiscal committees of each house of the Legislature.  
2 The hearings shall be held within 60 days of the strategy being  
3 submitted to the Legislature. If the strategy is submitted when the  
4 Legislature is in recess, the hearings shall occur within 60 days  
5 of the members convening.

6 (2) The legislative committees may make recommendations to  
7 the secretary on the strategy, and the secretary may modify the  
8 strategy accordingly.

9 (f) The international trade and investment office strategy shall  
10 be updated no less than every five years from the date that the  
11 first strategy is submitted to the Chief Clerk of the Assembly and  
12 the Secretary of the Senate.

13 (g) The international trade and investment office strategy shall  
14 be implemented only upon statutory authorization by the  
15 Legislature.

16 ~~12067.5:~~

17 ~~99106.~~ (a) International trade and investment offices may be  
18 established only to the extent authorized by, and under the  
19 conditions specified in, the international trade and investment  
20 office strategy described in Section ~~12067~~ 99105.

21 (b) In establishing offices pursuant to this section, the  
22 secretary shall submit to the Legislature a business plan for each  
23 proposed office, which shall include, but not be limited to, all of  
24 the following:

25 (1) The mission of the office, goals, objectives, and timelines  
26 for achieving quantifiable targets.

27 (2) The level of staffing and staff expertise requirements  
28 needed to successfully operate the office.

29 (3) How the opening of the office relates to the international  
30 trade and investment office strategy and the overall international  
31 trade and investment strategy.

32 (c) (1) The international trade and investment offices shall be  
33 under the direction of a manager of international trade and  
34 investment offices within the agency, to be designated by the  
35 secretary. The manager shall be an individual with experience in  
36 management and oversight of public agencies and experience in  
37 international trade, investments, or global business.

38 (2) No international trade and investment office shall be  
39 opened until the position of the manager of international trade  
40 and investment offices is filled within the agency.

1 (3) The position of the manager of the international trade and  
2 investment offices shall be a ~~civil service~~ *state employee* position  
3 funded and staffed in a manner consistent with the international  
4 trade and investment office strategy.

5 (d) (1) Each office established pursuant to this ~~article~~ *title*  
6 shall submit a report to *the* agency by December 1 of each year  
7 on meeting its goals, objectives, and timelines as outlined in its  
8 business plan.

9 (2) The secretary shall provide a summary of the reports to the  
10 relevant policy committees of each house of the Legislature, as  
11 set forth in paragraph (2) of subdivision (f), by the following  
12 February 1 of each year.

13 (e) The agency shall conduct an annual performance review of  
14 each office for the first three years of the office's operation. After  
15 this term, upon the determination of the secretary, the  
16 performance reviews may be undertaken at a longer interval, but  
17 not to exceed five years. If the secretary determines that an  
18 extended interval is appropriate for a particular office, this shall  
19 be clearly indicated in the secretary's annual report to the  
20 Legislature on the activities of the offices.

21 (f) (1) The secretary shall contract for an independent study of  
22 the operations and effectiveness of the international trade and  
23 investment offices established pursuant to this section at the  
24 conclusion of two years of operation and at four year intervals  
25 after the initial study.

26 (2) The report on the results of the study shall be submitted to  
27 the Chief Clerk of the Assembly and the Secretary of the Senate  
28 no later than two years after the opening of the first office  
29 pursuant to this ~~article~~ *title*. A copy of the report shall be  
30 provided to the Speaker of the Assembly, the President pro  
31 Tempore of the Senate, and the chairs of the Assembly  
32 Committee on Jobs, Economic Development, and the Economy  
33 and the Senate Committee on ~~Government Modernization,~~  
34 ~~Efficiency, and Accountability~~ *Business, Professions and*  
35 *Economic Development*, or the successor committees with  
36 jurisdiction over international trade and economic development  
37 programs.

38 (g) International trade and investment offices shall operate  
39 only to the extent that at least 75 percent of the funding for the  
40 operation of the individual office comes from sources other than

1 state funds, authorized pursuant to Section 13997. All nonstate  
2 sources of funding shall be identified on the agency website by  
3 name and the amount contributed. The agency shall be  
4 responsible for all state administrative and oversight ~~costs and~~  
5 ~~some portion of the cost of each office, not to exceed \$100,000~~  
6 ~~per office. costs. The agency shall also be responsible for some~~  
7 ~~portion of the costs of each office, not to exceed one hundred~~  
8 ~~thousand dollars (\$100,000) per office.~~

9 (h) Consistent with the international trade and investment  
10 office strategy, the secretary shall make a determination by  
11 September 1 of each year that sufficient funds have been  
12 appropriated in the annual Budget Act to meet its oversight and  
13 management responsibilities related to the proper operation of  
14 the offices. If, in the opinion of the secretary, insufficient funding  
15 has been provided, the secretary shall notify the Joint Budget  
16 Committee and submit a budget change proposal to request  
17 sufficient funding.

18 ~~12068.~~

19 ~~99107.~~ The Controller shall not allocate any state funds to  
20 the Business, Transportation and Housing Agency for domestic  
21 or international trade and investment activities if any of the  
22 following conditions occur:

23 (a) The strategy for international trade and investment has not  
24 been submitted to the Legislature pursuant to subdivision (a) of  
25 Section ~~12066~~ 99103 by May 1, 2008, or the strategy update  
26 required by subdivision (f) of that section has not been completed  
27 within six years of the completion of the original strategy or the  
28 most recent update, as applicable.

29 (b) The report to the fiscal committees of the Legislature  
30 required by subdivision (e) of Section ~~12066~~ 99103 has not been  
31 submitted by May 1 of the year in which it is due.

32 (c) The summary required by paragraph (2) of subdivision (d)  
33 of Section ~~12067.5~~ 99106 has not been submitted to the  
34 Legislature by May 1 of the year in which it is due.

35 (d) The determination required by subdivision (h) of Section  
36 ~~12067.5~~ 99106 has not been made by December 1 of the year in  
37 which it is due.

38 ~~12068.5.~~

39 ~~99108.~~ (a) The Office of Planning and Research shall  
40 maintain, ~~and update at least monthly~~ and update, a full and

1 comprehensive list of all state agreements made with foreign  
2 governments. *The list shall be updated within 30 days of the*  
3 *effective date of each new agreement.* The list shall include at  
4 least all of the following:

- 5 (1) The dates of enactment or approval and termination.
- 6 (2) The agency, department, board, commission, or other  
7 governmental entity responsible for implementation.
- 8 (3) Activities proposed.
- 9 (4) Expected outcomes.

10 (b) Agencies may separately maintain detailed information or  
11 reports on these activities as they determine to be appropriate, but  
12 they shall not be deemed to meet the requirements of this section.

13 ~~12069.~~

14 99109. (a) All state employees shall, within 30 days of  
15 traveling out of the country on official state business relating to  
16 trade or investment, or both, provide, to ~~their agency or~~  
17 ~~department head or other oversight entity~~ *the Business,*  
18 *Transportation and Housing Agency,* a memorandum detailing  
19 dates of the trip, countries and localities visited, a description of  
20 attendees of any official meetings or events, and the goals,  
21 outcomes, and follow-up expected from the trip.

22 ~~(b) The Governor and Members of the Legislature are exempt~~  
23 ~~from the requirements of this section.~~

24 (b) *Travel out of the country on official state business relating*  
25 *to trade or investment, or both, when the Governor or Members*  
26 *of the Legislature, or both, are present, are exempt from the*  
27 *requirements of subdivision (a).*

28 99110. (a) *The Legislature finds and declares that there is*  
29 *within the Office of the Governor a state point of contact who, in*  
30 *compliance with federal practice, receives updates from the*  
31 *federal government on trade policies, is often provided the*  
32 *opportunity to review and comment on ongoing trade*  
33 *negotiations, and serves as the state's liaison to the United States*  
34 *Trade Representative on trade-related matters.*

35 (b) *The state point of contact described in subdivision (a)*  
36 *shall, in addition to any other duties assigned by the Governor,*  
37 *do all of the following:*

- 38 (1) *Immediately disseminate any correspondence or*  
39 *information from the United States Trade Representative to the*

1 *appropriate state agencies and departments and legislative*  
2 *committees.*

3 *(2) Work with the appropriate state agencies and departments*  
4 *and legislative committees, to review and analyze the effects on*  
5 *the California environment, and California businesses, workers,*  
6 *and general lawmaking authority, of any proposed or enacted*  
7 *trade agreement provisions, and communicate those findings to*  
8 *the United States Trade Representative.*

9 *(3) Serve as liaison to the Legislature on matters of trade*  
10 *policy oversight.*

11 SEC. 3. The sum of one hundred forty thousand dollars  
12 (\$140,000) is hereby appropriated from the General Fund without  
13 regard to fiscal years, to the Business, Transportation and  
14 Housing Agency for development of the international trade and  
15 investment policy required pursuant to Section ~~12065~~ 99101 of  
16 the Government Code, as added by Section 2 of this act;  
17 completion of the study required pursuant to Section ~~12065.5~~  
18 99102 of the Government Code, as added by Section 2 of this  
19 act; and development of the international trade and investment  
20 strategy required pursuant to Section ~~12066~~ 99103 of the  
21 Government Code, as added by Section 2 of this act.